

MICHAEL JOHNSON-KAZANIAN §
v. § CIVIL ACTION NO. 6:09cv380
SHERIFF RAY NUTT, ET AL. §

1

On August 28, 2009, the Magistrate Judge issued a Report recommending that the lawsuit be dismissed. The Magistrate Judge concluded that the relief sought by Johnson-Kazanian was in the nature of a mandatory injunction, but that because Johnson-Kazanian had been released from confinement in the Henderson County Jail and made no showing of a reasonable expectation that he will be incarcerated there again, his claims were moot.

A copy of this Report was sent to the Plaintiff at his last known address, return receipt requested, but no objections have been received; accordingly, he is barred from de novo review by the district judge of those findings, conclusions, and recommendations and, except upon grounds of plain error, from appellate review of the unobjected-to proposed factual findings and legal conclusions accepted and adopted by the district court. Douglass v. United Services Automobile Association, 79 F.3d 1415, 1430 (5th Cir. 1996) (*en banc*).


The Court has reviewed the pleadings in the cause and the Report of the Magistrate Judge. Upon such review, the Court has concluded that the Report of the Magistrate Judge is correct. It is accordingly

ORDERED that the Report of the Magistrate Judge is hereby ADOPTED as the opinion of the District Court. It is further

ORDERED that the above-styled civil rights action be and hereby is DISMISSED without prejudice as moot. It is further

ORDERED that any and all motions which may be pending in this action are hereby DENIED.

SIGNED this 27th day of October, 2009.


MICHAEL H. SCHNEIDER
UNITED STATES DISTRICT JUDGE